

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the  
5 Department of Children and Family Services Statewide Youth  
6 Advisory Board Act.

7 Section 5. Statewide Youth Advisory Board; regional youth  
8 advisory boards. The Department of Children and Family Services  
9 shall convene and maintain a Statewide Youth Advisory Board and  
10 regional youth advisory boards. Each regional youth advisory  
11 board shall work with the Department or its designee to  
12 determine how to best provide services to current and former  
13 youth in foster care living within each of the regions. The  
14 Statewide Youth Advisory Board shall advise the Department and  
15 the General Assembly with respect to all matters involving or  
16 affecting current and former youth in foster care.  
17 Responsibilities of the Statewide Youth Advisory Board shall  
18 include:

19 (1) providing the Department and the General Assembly with  
20 the perspective of youth under the care of the Department;

21 (2) identifying, analyzing, and recommending solutions to  
22 any issues concerning adoption and guardianship and youth in  
23 foster care;

1           (3) reviewing and advising the Department on proposed or  
2 pending legislation, primarily as it concerns current and  
3 former youth in foster care; and

4           (4) reviewing and making recommendations on Department  
5 foster care and child welfare service delivery policies,  
6 guidelines, procedures, and training.

7           Section 10. Membership.

8           (a) The Statewide Youth Advisory Board shall consist of  
9 executive regional board members elected to represent the  
10 regional youth advisory boards.

11           (b) The Statewide Youth Advisory Board and each regional  
12 youth advisory board shall be composed of youth 14 to 21 years  
13 of age who are former or current youth in foster care appointed  
14 by the Department of Children and Family Services or its  
15 designee.

16           Section 15. Meetings.

17           (a) Regular meetings of the regional youth advisory boards  
18 shall be held monthly.

19           (b) Regular meetings of the Statewide Youth Advisory Board  
20 shall be held at least 5 times per year.

21           (c) The Director of the Department or his or her designee  
22 shall meet with the Statewide Youth Advisory Board at least  
23 quarterly in order to discuss the issues and concerns of youth  
24 in foster care.

1 (d) All meetings shall take place at locations, dates, and  
2 times determined by the Department or its designee in  
3 accordance with the bylaws for the Statewide Youth Advisory  
4 Board and the regional youth advisory boards.

5 Section 20. Operations. The Department or its designee  
6 shall manage each board, facilitate meetings, and develop  
7 further necessary procedures, including, but not limited to,  
8 bylaws for the Statewide Youth Advisory Board and the regional  
9 youth advisory boards. The Department shall provide funding  
10 necessary to maintain the operations of each board. The  
11 Department shall not provide a Statewide Youth Advisory Board  
12 or a regional youth advisory board with any records or  
13 information that a public body may withhold or redact pursuant  
14 to Section 7 of the Freedom of Information Act.

15 Section 25. Reporting. The Statewide Youth Advisory Board  
16 shall report annually to the General Assembly on issues  
17 concerning adoption and guardianship and youth in foster care,  
18 and make recommendations regarding legislation, policies,  
19 guidelines, procedures, and training.

20 Section 30. Public access to information.

21 (a) Meetings of the Statewide Youth Advisory Board and each  
22 regional youth advisory board shall be closed to the public.  
23 Meetings of the Statewide Youth Advisory Board and each

1 regional youth advisory board shall not be subject to the Open  
2 Meetings Act.

3 (b) Records and information produced by the Statewide Youth  
4 Advisory Board and each regional youth advisory board, except a  
5 report submitted to the General Assembly pursuant to Section 25  
6 of this Act, shall be confidential and not subject to the  
7 Freedom of Information Act.

8 Section 35. The Open Meetings Act is amended by changing  
9 Section 1.02 as follows:

10 (5 ILCS 120/1.02) (from Ch. 102, par. 41.02)

11 Sec. 1.02. For the purposes of this Act:

12 "Meeting" means any gathering, whether in person or by  
13 video or audio conference, telephone call, electronic means  
14 (such as, without limitation, electronic mail, electronic  
15 chat, and instant messaging), or other means of contemporaneous  
16 interactive communication, of a majority of a quorum of the  
17 members of a public body held for the purpose of discussing  
18 public business or, for a 5-member public body, a quorum of the  
19 members of a public body held for the purpose of discussing  
20 public business.

21 Accordingly, for a 5-member public body, 3 members of the  
22 body constitute a quorum and the affirmative vote of 3 members  
23 is necessary to adopt any motion, resolution, or ordinance,  
24 unless a greater number is otherwise required.

1 "Public body" includes all legislative, executive,  
2 administrative or advisory bodies of the State, counties,  
3 townships, cities, villages, incorporated towns, school  
4 districts and all other municipal corporations, boards,  
5 bureaus, committees or commissions of this State, and any  
6 subsidiary bodies of any of the foregoing including but not  
7 limited to committees and subcommittees which are supported in  
8 whole or in part by tax revenue, or which expend tax revenue,  
9 except the General Assembly and committees or commissions  
10 thereof. "Public body" includes tourism boards and convention  
11 or civic center boards located in counties that are contiguous  
12 to the Mississippi River with populations of more than 250,000  
13 but less than 300,000. "Public body" includes the Health  
14 Facilities and Services Review Board. "Public body" does not  
15 include a child death review team or the Illinois Child Death  
16 Review Teams Executive Council established under the Child  
17 Death Review Team Act, an ethics commission acting under the  
18 State Officials and Employees Ethics Act, a regional youth  
19 advisory board or the Statewide Youth Advisory Board  
20 established under the Department of Children and Family  
21 Services Statewide Youth Advisory Board Act, or the Illinois  
22 Independent Tax Tribunal.

23 (Source: P.A. 96-31, eff. 6-30-09; 97-1129, eff. 8-28-12.)

24 Section 40. The Freedom of Information Act is amended by  
25 changing Section 2 as follows:

1 (5 ILCS 140/2) (from Ch. 116, par. 202)

2 Sec. 2. Definitions. As used in this Act:

3 (a) "Public body" means all legislative, executive,  
4 administrative, or advisory bodies of the State, state  
5 universities and colleges, counties, townships, cities,  
6 villages, incorporated towns, school districts and all other  
7 municipal corporations, boards, bureaus, committees, or  
8 commissions of this State, any subsidiary bodies of any of the  
9 foregoing including but not limited to committees and  
10 subcommittees thereof, and a School Finance Authority created  
11 under Article 1E of the School Code. "Public body" does not  
12 include a child death review team or the Illinois Child Death  
13 Review Teams Executive Council established under the Child  
14 Death Review Team Act, or a regional youth advisory board or  
15 the Statewide Youth Advisory Board established under the  
16 Department of Children and Family Services Statewide Youth  
17 Advisory Board Act.

18 (b) "Person" means any individual, corporation,  
19 partnership, firm, organization or association, acting  
20 individually or as a group.

21 (c) "Public records" means all records, reports, forms,  
22 writings, letters, memoranda, books, papers, maps,  
23 photographs, microfilms, cards, tapes, recordings, electronic  
24 data processing records, electronic communications, recorded  
25 information and all other documentary materials pertaining to

1 the transaction of public business, regardless of physical form  
2 or characteristics, having been prepared by or for, or having  
3 been or being used by, received by, in the possession of, or  
4 under the control of any public body.

5 (c-5) "Private information" means unique identifiers,  
6 including a person's social security number, driver's license  
7 number, employee identification number, biometric identifiers,  
8 personal financial information, passwords or other access  
9 codes, medical records, home or personal telephone numbers, and  
10 personal email addresses. Private information also includes  
11 home address and personal license plates, except as otherwise  
12 provided by law or when compiled without possibility of  
13 attribution to any person.

14 (c-10) "Commercial purpose" means the use of any part of a  
15 public record or records, or information derived from public  
16 records, in any form for sale, resale, or solicitation or  
17 advertisement for sales or services. For purposes of this  
18 definition, requests made by news media and non-profit,  
19 scientific, or academic organizations shall not be considered  
20 to be made for a "commercial purpose" when the principal  
21 purpose of the request is (i) to access and disseminate  
22 information concerning news and current or passing events, (ii)  
23 for articles of opinion or features of interest to the public,  
24 or (iii) for the purpose of academic, scientific, or public  
25 research or education.

26 (d) "Copying" means the reproduction of any public record

1 by means of any photographic, electronic, mechanical or other  
2 process, device or means now known or hereafter developed and  
3 available to the public body.

4 (e) "Head of the public body" means the president, mayor,  
5 chairman, presiding officer, director, superintendent,  
6 manager, supervisor or individual otherwise holding primary  
7 executive and administrative authority for the public body, or  
8 such person's duly authorized designee.

9 (f) "News media" means a newspaper or other periodical  
10 issued at regular intervals whether in print or electronic  
11 format, a news service whether in print or electronic format, a  
12 radio station, a television station, a television network, a  
13 community antenna television service, or a person or  
14 corporation engaged in making news reels or other motion  
15 picture news for public showing.

16 (g) "Recurrent requester", as used in Section 3.2 of this  
17 Act, means a person that, in the 12 months immediately  
18 preceding the request, has submitted to the same public body  
19 (i) a minimum of 50 requests for records, (ii) a minimum of 15  
20 requests for records within a 30-day period, or (iii) a minimum  
21 of 7 requests for records within a 7-day period. For purposes  
22 of this definition, requests made by news media and non-profit,  
23 scientific, or academic organizations shall not be considered  
24 in calculating the number of requests made in the time periods  
25 in this definition when the principal purpose of the requests  
26 is (i) to access and disseminate information concerning news



1 and current or passing events, (ii) for articles of opinion or  
2 features of interest to the public, or (iii) for the purpose of  
3 academic, scientific, or public research or education.

4 For the purposes of this subsection (g), "request" means a  
5 written document (or oral request, if the public body chooses  
6 to honor oral requests) that is submitted to a public body via  
7 personal delivery, mail, telefax, electronic mail, or other  
8 means available to the public body and that identifies the  
9 particular public record the requester seeks. One request may  
10 identify multiple records to be inspected or copied.

11 (Source: P.A. 96-261, eff. 1-1-10; 96-542, eff. 1-1-10;  
12 96-1000, eff. 7-2-10; 97-579, eff. 8-26-11.)